

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
COMPANY SUMMONS FOR DIRECTION NO. 287 OF 2016

In the matter of the Companies Act, 1956 (1 of 1956) and the Companies Act, 2013 (18 of 2013);

AND

In the matter of Sections 391 to 394 of the Companies Act, 1956;

AND

In the matter of the Scheme of Amalgamation of Daiwa Trustee Company (India) Private Limited ('the Applicant Company' or 'the Transferor Company' or 'DTCL');

WITH

Daiwa Portfolio Advisory (India) Private Limited ('the Transferee Company' or 'DPAL')

AND

Their respective shareholders and creditors

DAIWA TRUSTEE COMPANY)
(INDIA) PRIVATE LIMITED, a)
company incorporated under the)
Companies Act, 1956 having its)
registered office at 10th Floor, 3)
North Avenue, Maker Maxity,)
Bandra Kurla Complex, Bandra)
(East), Mumbai - 400 051,)
Maharashtra) Applicant Company.

Called Summons for Direction for hearing

Mr. Chandrakant R. Mhadeshwar, Advocate for the Applicant

Coram: B.P. Colabawalla, J

Date: 22nd April, 2016

MINUTES OF THE ORDER

UPON the application of the Applicant Company above named by a

Summons for Direction AND UPON HEARING Mr. Chandrakant R.

Mhadeshwar, Advocate for the Applicant Company, AND UPON READING the Affidavit dated 16th day of February, 2016 of Ms. Shailly Kedia, Authorized Signatory of the Applicant Company, in support of the Summons for Direction and the Exhibit therein referred to, IT IS ORDERED THAT: -

1. The convening and holding the meeting of the Equity Shareholders of the Applicant Company for the purpose of considering and, if thought fit, approving, with or without modification(s) the proposed Scheme of Amalgamation (the 'Scheme') of Daiwa Trustee Company (India) Private Limited ('the Applicant Company' or 'the Transferor Company' or 'DTCL') with Daiwa Portfolio Advisory (India) Private Limited ('the Transferee Company' or 'DPAL') and their respective shareholders and creditors is dispensed with in view of the consent given by both the Equity Shareholders of the Applicant Company, which are annexed as Exhibit 'C-1' and 'C-2' to the Affidavit in support of Summons for Direction.

2. The question of convening and holding of the meeting of Secured Creditors does not arise since there are no Secured Creditors of the Applicant Company as stated in paragraph 14 of the Affidavit in support of Summons for Direction.

3. The question of convening and holding of the meeting of Unsecured Creditors does not arise since there are no Unsecured

Creditors of the Applicant Company as stated in paragraph 15 of the Affidavit in support of Summons for Direction.

(B.P. Colabawalla, J.)

CERTIFICATE

I certify that this Order uploaded is a true and correct copy of original signed order.

Uploaded by : Shankar Gawde, Stenographer.